

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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ARTHUR ALAN WOLK, :  
 :  
Plaintiff :  
 :  
v. : CIVIL ACTION NO. 02-2909  
 :  
UNITED STATES AIR FORCE, :  
 :  
Defendant :  
-----x

MOTION OF UNITED STATES AIR FORCE TO  
TO DISMISS FOR LACK OF SUBJECT MATTER JURISDICTION

Pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure, defendant United States Air Force respectfully moves to dismiss the Complaint for lack of subject matter jurisdiction, for the reasons more fully set forth in the attached memorandum of law.

Respectfully submitted,

PATRICK L. MEEHAN  
United States Attorney

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JAMES G. SHEEHAN  
Assistant United States Attorney  
Chief, Civil Division

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CERTIFICATE OF SERVICE

I hereby certify this 24<sup>th</sup> day of March, 2000, that a copy of the foregoing Defendant's First Set of Interrogatories and Request to Produce Documents Directed to Plaintiff and Notice of Depositions Upon Oral Examination was served by United States Mail, postage prepaid, first-class on:

Anna M. Durbin, Esquire  
50 Rittenhouse Place  
Ardmore PA 19003-2276

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RICHARD M. BERNSTEIN  
Assistant United States Attorney

